



PATENT
Attorney Docket No. 101.0077-00000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
Gary K. Michelson, M.D.)
Serial No.: 09/553,573) Confirmation No. 3776
Filed: April 19, 2000)
For: ARTIFICIAL HEMI-LUMBAR) Group Art Unit: 3738
INTERBODY SPINAL IMPLANT) Examiner: B. Snow
HAVING AN ASYMMETRICAL)
LEADING END AND METHOD)
FOR INSTALLATION THEREOF)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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APR 30 2004
TECHNOLOGY CENTER R3700

Sir:

CERTIFICATE OF MAILING VIA U.S. EXPRESS MAIL

Express Mail Mailing Label No. ER521780376US

Date of Deposit: April 23, 2004

I hereby certify that:

1. Transmittal Form (in duplicate; \$434.00 total fee for \$110 one-month extension and \$324 additional claims charged to Deposit Account No. 50-1066)
2. Amendment with exhibits/attachments, 3 sheets of annotated drawings, and 3 replacement sheets of drawings (A4 paper; Figs. 5-6B, 9A, and 9B)
3. Self-addressed return postcard receipt

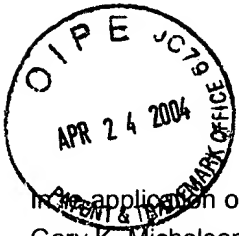
are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 C.F.R. § 1.10 on the date indicated above and are addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: April 23, 2004


Sandra L. Blackmon

1557 Lake O'Pines Street, NE
Hartville, Ohio 44632
Telephone: (330) 877-0700
Facsimile: (330) 877-2030



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gary K. Michelson

Serial No: 09/553,573

Filed: April 19, 2000

For: ARTIFICIAL HEMI-LUMBAR INTERBODY
SPINAL IMPLANT HAVING AN
ASYMMETRICAL LEADING END AND
METHOD FOR INSTALLATION THEREOF

Confirmation No.: 3776

Art Unit: 3738

Examiner: B. Snow

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a reply to the Office Action of January 20, 2004 in the above-identified application with exhibits/attachments, 3 sheets of annotated drawings showing changes, and 3 replacement sheets of drawings (A4 paper; Figs. 5-6B, 9A, and 9B)

- ☐ No additional fee is required.
- ☒ Applicant hereby requests a one-month extension of time to respond to the above office action.

The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA*	LG/SM \$ ENTITY FEE		ADD'L FEE DUE
TOTAL CLAIMS FEE	114	-	96**	18	LG=\$18 SM=\$9	\$18	\$ 324.00
INDEPENDENT CLAIMS FEE	3	-	3***	0	LG=\$86 SM=\$43	\$86	\$ -0-
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS					LARGE ENTITY FEE = \$290 SMALL ENTITY FEE = \$145		\$ -0-
TOTAL							\$ 324.00

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box on Col. 1 of a prior amendment or the number of claims originally filed.

- ☒ A fee in the total amount of \$434.00 to cover the \$110 one-month extension of time and \$324 additional claims is to be charged to Deposit Account No. 50-1066.
- ☒ The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1066. **A copy of this sheet is enclosed.**
- ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,
MARTIN & FERRARO, LLP

Date: April 23, 2004

By:

Thomas H. Martin

Registration No. 34,383

1557 Lake O'Pines Street, NE
Hartville, Ohio 44632
Telephone: 330-877-0700
Facsimile: 330-877-2030

Transmittal of Amendment